

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s):	Hirokazu Nishimura, et al.	Examiner:	Atia K. Syed
Serial No:	10/667,865	Art Unit:	4185
Filed:	September 22, 2003	Docket:	17044
For:	DIAGNOSTIC SUPPORT APPARATUS	Dated:	February 12, 2009
Conf. No.:	1153		

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

STATEMENT PURSUANT TO 37 C.F.R. § 1.704(d)

Sir:

I hereby state that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in § 1.56(c) more than thirty days prior to the filing of this Information Disclosure Statement.

CERTIFICATE OF ELECTRONIC FILING

I hereby certify that this correspondence is being deposited with the United States Patent & Trademark Office via Electronic Filing through the United States Patent and Trademark Office e-business website, on February 12, 2009.

Dated: February 12, 2009

/Thomas Spinelli/
Thomas Spinelli

Therefore, this Information Disclosure Statement cannot be considered a failure to engage in reasonable efforts to conclude prosecution of the application under paragraphs (c)(6), (c) (8), (c) (9), or (c) (10) of 37 C.F.R. § 1.704.

Respectfully submitted,

/Thomas Spinelli/

Thomas Spinelli
Registration No.: 39,533

Scully, Scott, Murphy & Presser, P.C.
400 Garden City Plaza - Suite 300
Garden City, New York 11530
(516) 742-4343
TS:tam